

January 16, 1981

LB 95, 247-283

Mr. President, Senator Schmit would like to have a meeting of the Ag Committee underneath the North balcony now if he could, and it is Ag Committee underneath the North balcony with Senator Schmit, immediately if possible.

PRESIDENT: The Legislature will be at ease until Speaker Marvel determines that we will go back.

EASE

PRESIDENT: The Legislature will come to order just for the purpose of the Clerk reading some matters into the record. Mr. Clerk, you may proceed.

CLERK: Mr. President, Senator Clark would like to announce that Senator Goodrich has been selected as vice chairman of the Telecommunications Committee.

Mr. President, new bills. Read LB 247-265 by title as found on pages 205-209 of the Legislative Journal.

Mr. President, your committee on Appropriations gives notice of agency hearings for Monday, January 26, signed by Senator Warner as chairman.

PRESIDENT: The Legislature will continue to stand at ease until approximately 11:15 a.m.

CLERK: Meet in Room 1517 at eleven o'clock? The Executive Board in Room 1517 at eleven o'clock.

PRESIDENT: The Legislature will come back to order. The Clerk has some matters to read in.

CLERK: Mr. President, I have a reference report referring LB 172-205 and rereferring LB 95. (See page 213 of the Legislative Journal.)

Mr. President, I have new bills. (Read by title, LB 266-283 as found on pages 214-218 of the Legislative Journal.) Mr. President, that is all the matters that I have this morning.

PRESIDENT: Any other messages on the desk, Mr. Clerk?

CLERK: No, sir, I have nothing further.

PRESIDENT: In that case the Chair will recognize Speaker Marvel.

SPEAKER MARVEL: I move we adjourn until Monday, January 19, 1981, at 10:00 a.m.

February 27, 1981

LB 23, 32, 87, 90, 99,
111, 128, 166, 175, 180,
215, 283, 347, 413, 437,
465, 483

Senator Hefner reports 483 to General File.

Your committee on Ag whose Chairman is Senator Schmit reports 283 be advanced to General File with amendments.

Your committee on Judiciary whose Chairman is Senator Nichol reports 413 to General File with amendments; 32 General File with amendments; 215 General File with amendments; 180 General File; 347 General File with amendments; 111 General File with amendment; 465 General File; 99 General File with amendments; 87 General File with amendments; 23 Indefinitely postponed; 90 Indefinitely postponed; 166 Indefinitely postponed; 175 Indefinitely postponed. (Signed) Senator Nichol, Chair.

Your committee on Urban Affairs whose Chairman is Senator Landis reports 437 to General File with amendments. (Signed) Senator Landis.

Mr. President, LB 128 was introduced by Senator Myron Rumery. (Read title.) The bill was read on January 13 and referred to Retirement for public hearing. It was advanced to General File. I have no amendments on the bill, Mr. President.

SPEAKER MARVEL: Senator Rumery, do you wish to explain the bill?

SENATOR RUMERY: Mr. President, members of the Legislature, if I could have your attention for a few minutes, I would appreciate it. We introduced this bill for these reasons, that should a member of the school employee's retirement system die before retirement, LB 128 would provide an option for the payment of benefits to the spouse of the member, if the spouse is the sole surviving beneficiary. Presently the law provides that if a teacher has twenty years service and is at least 55 years of age or thirty years of service regardless of age and dies before retirement, a monthly annuity for life would be paid the spouse if the spouse is the sole surviving beneficiary in an amount equal to the joint and survivor benefit that would have been paid if the deceased member had retired on the date of death. The joint and survivor benefit is a greatly reduced benefit. The amount of the reduction is determined by the age of the deceased member and the age of the spouse. There are times when the surviving spouse would prefer to have a lump sum benefit rather than a meager monthly payment for life. Often a surviving spouse of a deceased member needs funds for retraining or to enter another job market or to invest in a business that may have some opportunity. LB 128 would give a spouse who is the sole surviving beneficiary

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LB 491, 283

amount of capital stock and surplus of that bank. To avail themselves of this alternative, the bank must not have a deposit more than 90% of the par value of approved securities pledged to secure that deposit. Now the question might arise as to who should approve these securities. The committee amendment simply places this responsibility with the city treasurer. Now the state auditor, Ray Johnson, testified and concurs that this section needs to be clarified. With that I would move that it be moved to E & R for initial.

SPEAKER MARVEL: The motion is to advance the bill to E & R for review. All those in favor vote aye, opposed vote no. Have you all voted? Record.

CLERK: 27 ayes, 0 nays, Mr. President, on the motion to advance the bill.

SPEAKER MARVEL: The motion is carried and the bill is advanced and we now go to LB 283.

CLERK: Mr. President, LB 283 was offered by Senator Tom Vickers. (Read.) The bill was first read on January 16, referred to the Ag and Environment Committee for public hearing. The bill was advanced to General File. There are committee amendments pending by the Agricultural and Environment Committee, Mr. President.

SPEAKER MARVEL: Senator Schmit, will you move the committee amendments to 283?

SENATOR SCHMIT: Mr. President, I move the committee amendments to LB 283.

SPEAKER MARVEL: All in favor of that motion vote aye, opposed vote no. Have you all voted? Record.

CLERK: 26 ayes, 0 nays on adoption of committee amendments, Mr. President.

SPEAKER MARVEL: The motion is carried. The committee amendments are adopted. Senator Vickers.

SENATOR VICKERS: Mr. Speaker and members, LB 283 is a bill to bring into consistency the state statutes in regarding farmer cooperatives of this state with some of the requirements of the federal government and also to change some of the statutes which, when the original statutes were put in place had some language dealing with cooperatives or dealing with incorporations that used that same language with farmer cooperatives and also those are out of compliance with some of the requirements of the federal law. One of the major

things that LB 283 does is under the federal requirements imposed by the Capper-Volstead Act that created the farmer cooperatives was that, one of the requirements was that the members of farmer cooperatives should in actuality be farmers, that the intention was not to create these cooperatives that could be controlled by people other than agricultural producers and as part of the regulations on that, because of the tax exempt statuses that some of the cooperatives have that fall under that type of an operation, if their membership changes so that a certain percentage is not agricultural producers, then they are no longer tax exempt from the IRS provisions imposed by the Capper-Volstead Act. Under our statutes it was not clear that that provision governing cooperatives did make that as a matter of course in consistency with the federal requirements. That is the major reason for 283. The other reason is that stock and nonstock cooperatives were treated a little bit differently also in the statutes and some changes need to be made in that regard. It makes the state law consistent also with federal requirements. The difference between a stock and a nonstock cooperative for those of you that might not know and it was a little bit difficult for me to get this clear in my mind also, stock cooperatives are those cooperatives that sell stock and have stockholders and nonstock cooperatives has members. Now normally in actuality most of the nonstock cooperatives are co-ops made up of co-ops if you will, co-ops that will be a band together to form a nonstock cooperative to purchase railroad cars, trucks or something of this nature, large expenditures that the co-ops then can share the use of. It is really a technical bill and as I say, it puts the statutes more in conformity with the federal requirements governing the co-ops of the State of Nebraska and I might indicate that the co-ops of the State of Nebraska, the farmer cooperatives are a very integral and important part of the agricultural economy of this state and we certainly urge the body's adoption of LB 283.

SPEAKER MARVEL: Senator Dworak.

SENATOR DWORAK: I have a question of Senator Vickers if he would yield.

SPEAKER MARVEL: Senator Vickers.

SENATOR VICKERS: Certainly.

SENATOR DWORAK: Senator Vickers, I have looked at this bill a couple of times and I would be less than candid if I said I understood it completely. My first question is if this bill is not passed due to the nonconformity with federal legislation, what will the results be in the State of Nebraska next year?

SENATOR VICKERS: Well the results could be, Senator Dworak, that some of the co-ops might be found to be out of conformity as far as the tax exempt status is concerned and they would suddenly have to go back and pay taxes, back taxes for perhaps years in the past which would be quite an economic burden for many of the small farmer cooperatives.

SENATOR DWORAK: Second question is, on page 6 where you are changing the fees for incorporation for nonstock cooperative associations to that required by law of other nonprofit corporations, my question is what fee do they pay now and how will this fee change? Will that be raised or will that fee be lowered?

SENATOR VICKERS: Senator Dworak, that is a very good question and I don't think I have got that answer before me.

SENATOR DWORAK: Senator Vickers, if you could get that information to me...

SENATOR VICKERS: I certainly will.

SENATOR DWORAK: ...before this gets to Select File I am not going to badger your bill here because I don't have any reason to badger it but the third question is, the difference between stock and nonstock cooperatives. You tell me that the only stock cooperatives basically are the larger, are made up of stockholders of the larger nonstock cooperatives.

SENATOR VICKERS: That is not always the case but that is in most cases that is true.

SENATOR DWORAK: Are there small stock cooperatives?

SENATOR VICKERS: Small cooperatives?

SENATOR DWORAK: Right.

SENATOR VICKERS: Yes, there are.

SENATOR DWORAK: Okay, thank you, Senator Vickers.

SENATOR CLARK PRESIDING

SENATOR CLARK: Senator Sieck.

SENATOR SIECK: Yes, Mr. President, I just want to say that I support this bill. I think the co-ops throughout the State of Nebraska do need this to get their house in order so to speak, to combine with the federal law. I move that we advance the bill as soon as we can.

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LB 283, 87

SENATOR CLARK: The motion before the House is the advancement of LB 283. All those in favor vote aye, all those opposed vote no. Have you all voted on the advancement of 283? Record the vote.

CLERK: 25 ayes, 0 nays on the motion to advance the bill, Mr. President.

SENATOR CLARK: The bill is advanced. We will now take up LB 87.

CLERK: Mr. President, LB 87 was introduced by Senator Marge Higgins. (Read.) The bill was read on January 12, referred to Judiciary. The bill was advanced to General File. There are committee amendments pending by the Judiciary Committee.

SENATOR CLARK: Senator Nichol on the committee amendments.

SENATOR NICHOL: Mr. Chairman, members of the Legislature, this bill has to do with the decriminalization of alcoholism which we passed two or three years ago and Senator Higgins had a request from the City of Omaha inasmuch as they thought they had a problem with handling alcoholics that were on quasi public areas and so she will be visiting with you about that in a little bit but as far as the committee amendments are concerned, as originally drafted LB 87 would have eliminated several of the mandatory conditions which have to be currently followed before a police officer can take a person found to be intoxicated into custody. The original draft of the bill also provided for a new definition to be added in the bill of quasi public property. The committee amendments retain the disposition requirements to be followed by police officers but do incorporate a new definition of quasi public property. The Judiciary Committee amendments would also extend the time period a person could be held in civil protective custody from twelve hours to twenty-four hours. I ask for the adoption of the committee amendments.

SENATOR CLARK: Senator Dworak, do you want to talk on the committee amendments? Your light is still on. Thank you. The committee amendments, should they or should they not be adopted, let's vote on it. Have you all voted on the committee amendments? Record the vote.

CLERK: 25 ayes, 0 nays on adoption of committee amendments, Mr. President.

SENATOR CLARK: The committee amendments are adopted. I would like to introduce 17 students from Concordia College of Seward, Nebraska. Mrs. George Brandon and Richard Wegman are the instructors. They are in the North balcony. Would

March 31, 1981

LB 58, 87, 157, 157A, 158, 200,
280, 283, 329, 330, 333, 371,
407, 427, 427A, 437, 483, 491, 536

PRESIDENT LUEDTKE PRESIDING

FATHER HENRY BURTON: (Prayer offered).

PRESIDENT: Roll call. Roll call, please. Would all of you please register your presence if you are here? We are still waiting a quorum. Senator Warner, do you want to give us your presence here and we can get a quorum. Thank you. Record the presence, Mr. Clerk.

CLERK: There is a quorum present, Mr. President.

PRESIDENT: A quorum being present, are there any corrections to the Journal?

CLERK: I have no corrections, Mr. President.

PRESIDENT: The Journal will then stand as published. Are there any other messages, reports or announcements, Mr. Clerk.

CLERK: Mr. President, your committee on Enrollment and Review respectfully reports they have carefully examined and reviewed LB 329 and recommend that same be placed on Select File with amendments; 333 Select File with amendments; 483 Select File; 407 Select File; 427 Select File; 427A Select File; 157 Select File; 157A Select File; 200 Select File; 371 Select File; 280 Select File; 536 Select File; 158 Select File; 330 Select File; 58 Select File with amendments; 491 Select File; 283 Select File with amendments; 87 Select File; 437 Select File with amendments. All signed by Senator Kilgarrin as Chair. That is all I have, Mr. President.

PRESIDENT: Thank you, Mr. Clerk. Senator Haberman, did you wish...Senator Haberman. The Chair recognizes Senator Haberman for a point of personal privilege. Yes, and you should all pay attention to this because it is pretty personal.

SENATOR HABERMAN: Mr. President, members of the Unicameral, this is a very personal thing and I would like to have your attention, especially the attention of the press. In the Omaha World Herald and in the Star this morning, it says, "Senator Rex Haberman of Imperial who operates a liquor store". I do not operate a liquor store. I do not own a liquor store nor do I have any stock in any liquor stores. I do not know where this idea came from and I would like to inform this body and have it go on the record that I am in no way involved in any liquor stores, wholesale, retail, giveaway or anything else, and I thank you, Mr.

April 6, 1981

LB 491, 283, 87,

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried, the bill is advanced. The next one is LB 283.

SENATOR KILGARIN: I move the E & R amendment to 283.

SPEAKER MARVEL: All those in favor of that motion say aye, opposed no. The motion is carried, the E & R amendments are adopted.

SENATOR KILGARIN: I move LB 283 be advanced to E & R for Engrossment.

SPEAKER MARVEL: All in favor of that motion say aye, opposed no. The motion is carried, 283 is advanced. LB 87.

CLERK: Mr. President, I have an amendment from Senator Higgins to 287. (Read Higgins amendment). That is offered by Senator Higgins, Mr. President.

SPEAKER MARVEL: Chair recognizes Senator Higgins.

SENATOR HIGGINS: Mr. President, I didn't realize we were going to move this fast on Select File this morning, in fact I didn't even know my bill would make it this morning, but I have handed out copies of the amendment. I would briefly explain the amendments this way. The amendments will keep the preference for noncivil protective custody for placement in a clinic, a hospital, a home or a detoxification center. The amendments will also allow a police officer to use the telephone to survey facilities to try to locate one with space. It will also allow an officer to contact only those facilities he knows will be likely to accept the individual rather than go to facilities that have previously had a record of not accepting them. It makes clear that civil protective custody can be used if no other facility is available to provide a place where the intoxicated derelict or alcoholic, whatever, can sleep off his intoxication until he is reasonably sober. Of course the other amendments were previously adopted, the committee amendments on General File.

SPEAKER MARVEL: The motion is the adoption of the Higgins amendment to LB 87. Senator Nichol. Excuse me, I'm sorry, Senator Wesely, you are first and then Senator Nichol.

SENATOR WESELY: Mr. Speaker, members of the Legislature, I was wondering if Senator Higgins could yield to a couple of questions.

April 7, 1981

LB 3, 56, 58, 87,
LB 283, 284, 322, 330,
LB 35, 437, 491

SENATOR VICKERS: Well I guess we will have to have a roll call vote then.

SENATOR CLARK: Call the roll. We are still short two. Is that all right with you?

SENATOR VICKERS: Who are missing?

SENATOR CLARK: Senator Goodrich and Senator Schmit.

SENATOR VICKERS: No, I want to wait until they get here.

SENATOR CLARK: We are required to stay in our seats under the Call of the House. Is the Sergrant at Arms looking for those two? Senator Schmit, we are voting on the advancement of LB 35. Call the roll. Senator Goodrich is not in the building that we can find. Here he comes. Now we don't have to find him. Senator Goodrich, we are voting on the advancement of LB 35. Senator Goodrich, we are voting on the advancement of LB 35. Do you want a call-in vote? Call the roll.

CLERK: (Read roll call vote as found on page 1339 of the Legislative Journal.) 25 ayes, 21 nays on the motion to advance the bill, Mr. President.

SENATOR CLARK: The bill is advanced. Senator DeCamp, would you like the honor of adjourning us until tomorrow morning at nine o'clock?

SENATOR DeCAMP: Yes.

SENATOR CLARK: We have a few things to read in first.

CLERK: Mr. President, your Appropriations Committee will meet tonight upon adjournment in Room 1003. The Public Works Committee will meet in executive session in their regular hearing room immediately upon adjournment. All members are encouraged to attend. Senator Higgins offers explanation of vote, Senator Nichol to print amendments to LB 87. (See page 1343 of the Journal.)

I have a communication from the Governor. (Read same regarding LB 311 and 56. See page 1343 of the Journal.)

Mr. President, Senator Goodrich would like to print amendments to LB 3; Senator DeCamp to LB 284. (See pages 1340-1342 of the Journal.)

Your committee on Enrollment and Review respectfully reports we have carefully examined and engrossed LB 58; 283 engrossed; 330 engrossed; 437 engrossed and 491 engrossed.

April 13, 1981

LB 200, 280, 283

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 200 pass? All those in favor vote aye, opposed nay. Record the vote.

CLERK: (Record vote read. See pages 1428 and 1429, Legislative Journal.) 42 ayes, 0 nays, 6 excused and not voting, 1 present and not voting, Mr. President.

PRESIDENT: LB 200 passes and we will proceed with the next bill on Final Reading, LB 280.

CLERK: (Read LB 280 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 280 pass? All those in favor vote aye, opposed nay. Record the vote.

CLERK: (Record vote read. See pages 1429 and 1430, Legislative Journal.) 41 ayes, 0 nays, 6 excused and not voting, 2 present and not voting, Mr. President.

PRESIDENT: LB 280 passes. The next bill on Final Reading, Mr. Clerk, is LB 283.

CLERK: Mr. President, I have a motion on the desk.

PRESIDENT: Read the motion, Mr. Clerk.

CLERK: Mr. President, Senator Vickers moves to return LB 283 to Select File for specific amendment. (Read Vickers amendment found on page 1430, Legislative Journal.)

PRESIDENT: The Chair recognizes Senator Vickers.

SENATOR VICKERS: Mr. President, members, LB 283 has a technical problem with it and a part of it is due to the fact that for some reason or another part of the amendments that were the committee amendments were not incorporated in the Final Reading copy and that is the "members" instead of "stockholders", and the fifty percent should be just fifty members. It is discussing the amount of people that have to be present before a quorum can be established at a stockholders meeting of a nonstock coop, and the language says "which member percentage shall not be less than ten percent of the members but not more than fifty members" is what it is supposed to say. It says right now in the bill says "fifty percent". So this is really a technical amendment and I would urge the body's adoption or of bringing the bill back to Select File for the adoption of the amendment.

April 13, 1981

LB 283

PRESIDENT: Any further discussion on the Vickers motion to return LB 283? The Chair recognizes Senator DeCamp.

SENATOR DeCAMP: Mr. President, this isn't so much a discussion as a question. This error, it is just correcting an error, as I understand it. How was the error made? Do you know?

PRESIDENT: Senator Vickers, would you respond?

SENATOR VICKERS: Senator DeCamp, I have no idea. I don't know how it was made. The error, as far as the members is concerned was an error because that was a part of the original committee amendments. The fifty percent was not part of the committee amendments and that was an error on my part or somebody's part that we didn't catch it previously and have it part of the amendments.

SENATOR DeCAMP: I would just point out to the body that there just seem to be an incredible number of these little technical errors developing and we discover them on Final Reading, and if all these other bills over there have these kind of errors, this session will still be going on in August or September. So I will tell you I am personally going to start reading again all the bills to analyze the ones that are on Final and I would recommend that every member kind of start not relying maybe on the normal processes that seemed to have worked in the past and start reading them themselves because there is something gone away in here that you can have this many errors on this many bills with this great a degree of consistency. There is just something not right.

PRESIDENT: Any further discussion on the Vickers motion to return LB 283? Senator Vickers, do you have anything further? Senator Vickers waives closing. The motion then is the return of LB 283 to Select File for specific amendment. All those in favor vote aye, opposed nay. Record the vote.

CLERK: 38 ayes, 0 nays, Mr. President, on the motion to return the bill.

PRESIDENT: Motion carries. LB 283 is returned. Senator Vickers, do you wish to move.

SENATOR VICKERS: Yes, I will move the amendment then.

PRESIDENT: Motion to adopt the Vickers amendment. Any discussion? I will assume that is your opening and closing, all those in favor of adopting the Vickers amendment will

April 13, 1981

LB 283, 330, 371, 407

vote aye, opposed nay. Record the vote.

CLERK: 34 ayes, 0 nays on the motion to adopt the amendment, Mr. President.

PRESIDENT: Motion carries. The Vickers amendment is adopted. Senator Vickers, do you wish to move to return to E & R?

SENATOR VICKERS: Yes, Mr. President, I would move to return LB 283 to E & R for engrossment.

PRESIDENT: Motion to return LB 283 to E & R for engrossment. Any further discussion? All those in favor signify by saying aye, opposed nay. LB 283 is returned to E & R for engrossment. The next bill on the agenda for Final Reading is Senator Clark's bill. There has been a request that it be laid over, that is LB 290, so we will not take that up this morning. The next bill is LB 330 on Final Reading, Mr. Clerk.

CLERK: (Read LB 330 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 330 pass? All those in favor vote aye, opposed nay. Record the vote.

CLERK: (Record vote read. See page 1431, Legislative Journal.) 44 ayes, 0 nays, 5 excused and not voting, Mr. President.

PRESIDENT: LB 330 passes. We will go on then, the next bill on Final Reading, Mr. Clerk, LB 371.

CLERK: (Read LB 371 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure having been complied with, the question is, shall LB 371 pass? All those in favor vote aye, opposed nay. Record the vote.

CLERK: (Record vote read. See pages 1431 and 1432, Legislative Journal.) 43 ayes, 1 nay, 4 excused and not voting, 1 present and not voting, Mr. President.

PRESIDENT: LB 371 passes. The next bill on Final Reading, Mr. Clerk is LB 407.

CLERK: (Read LB 407 on Final Reading.)

PRESIDENT: All provisions of law relative to procedure

April 14, 1981

LB 3, 58, 160, 161, 163,
200, 283, 330, 346, 371,
407, 437, 491.

do you have budget bills?

CLERK: Yes, sir. Mr. President, if I may right before we go to that, your Committee on Appropriations whose Chairman is Senator Warner reports LB 160 to General File, 161 to General File with amendments, and 163 to General File with amendments. Those are signed by Senator Warner as Chairman. (See pages 1457 and 1458 of the Legislative Journal.)

Your Committee on Enrollment and Review respectfully reports they have carefully examined and reengrossed LB 58 and find the same correctly reengrossed, 283 engrossed, and 491 engrossed. Your Enrolling Clerk has presented to the Governor LB 200, 283, 330, 371, 407 and 437.

Senator Johnson would like to print amendments to LB 3, and Senator Johnson amendments to 346. (See page 1459 of the Legislative Journal.)

Mr. President, Senator Warner as Chairman of the Appropriations Committee moves for the introduction of Request #931.

SPEAKER MARVEL: The Chair recognizes Senator Warner.

SENATOR WARNER: Mr. President, I move the bill be introduced. This will be one of six bills that we will be requesting to have introduced. They will cover the general operations of state government, and if they are introduced, I then would ask to have them placed on General File as we normally do so they can be printed immediately. I also would point out that beginning tonight and tomorrow night and other times as requested we will be giving briefings for the members of the Legislature on the appropriations, and you will have a booklet in your offices sometime this afternoon which will summarize each of the agencies' requests and the Governor's, as well as the committee's recommendation for that request. So with that explanation, Mr. President, I move the bill be introduced.

SPEAKER MARVEL: The motion is the introduction of the bill as explained by Senator Warner. All in favor of that motion vote aye, opposed vote no. It takes 30 votes. Record.

CLERK: 33 ayes, 1 nays on the motion to introduce, Mr. President.

SPEAKER MARVEL: The motion is carried.

CLERK: Mr. President, Senator Warner moves to introduce

April 23, 1981

LB 58, 283, 491

SPEAKER MARVEL: We now we proceed with Final Reading. It is item number five. Will all legislators please return to your seats. Unauthorized personnel please leave the floor. As soon as . . . all legislators must be in their seats before we can continue with item number five, Final Reading. Okay, read.

CLERK: Read LB 58

SPEAKER MARVEL: All provisions of law having been complied with, the question is, shall the bill pass? Those in favor vote aye, opposed vote no. LB 58 on Final Reading. Have you all voted? Record the vote.

CLERK: 44 ayes, 1 nay, 4 excused and not voting. Vote appears on page 1531 of the Legislative Journal.

SPEAKER MARVEL: The bill is declared passed on Final Reading. Before we go to the next bill, it is my privilege to announce a group of 83 students from Central High School in Omaha and two sponsors, Mr. Clyde Lincoln and Mr. Dean Neff and they are guest of Senator Higgins and include her niece Miss Chris Andreasen. Will you raise your hands and show us where you are so we can welcome you this morning. Okay. The Clerk will now read on Final Reading LB 283.

ASSISTANT CLERK: Read LB 283.

SPEAKER MARVEL: All provisions of law having been complied with, the question is, shall the bill pass? Those in favor vote aye, opposed vote no. 283 on Final Reading. Record the vote.

ASSISTANT CLERK: 46 ayes, 0 nays, 1 present and not voting, 2 excused and not voting. Vote appears on page 1532 of the Legislative Journal.

SPEAKER MARVEL: The bill is declared passed on Final Reading. LB 283. We now take the last Final Reading of the morning, LB 491. Clerk will read.

ASSISTANT CLERK: Read LB 491.

SPEAKER MARVEL: All provisions of law having been complied with the question is, shall the bill pass? Those in favor vote aye, opposed vote no. LB 491E. Have you all voted? Clerk will record the vote.

April 24, 1981

LB 58, 243, 283, 284, 346, 491

SPEAKER MARVEL PRESIDING

REVEREND LELAND WARREN: Prayer offered.

CLERK: Mr. President, Senators Marsh, Cullan and Kilgarin would like to be excused. Senator Howard Peterson and Hoagland would like to be excused until they arrive.

SPEAKER MARVEL: Do you want to record your presence please? Have you all recorded your presence? Okay, record.

CLERK: There is a quorum present, Mr. President.

SPEAKER MARVEL: Okay, item number what? Three?

CLERK: Yes, sir. Mr. President, we have the report of registered lobbyists for the week of April 16 to April 23. We have a gubernatorial appointment from the Governor for Mr. Swanson to the Environmental Control Council. Senator Nichol would like to print amendments to LB 346. (See pages 1549-1551 of the Legislative Journal.)

Mr. President, LB 58, 283 and 491 are ready for your signature.

SPEAKER MARVEL: While the Legislature is in session and capable of transacting business I am about to sign and do sign reengrossed LB 58, reengrossed LB 283, reengrossed LB 491.

CLERK: Mr. President, a request from Senator Haberman to add his name to amendments to LB 284, Request #2325 as cocointroducer. (See page 1552 of the Legislative Journal.)

SPEAKER MARVEL: Hearing no objections, so ordered.

CLERK: Mr. President, a new resolution, LR 62, offered by Senator Kahle. (Read. See pages 1551-1552 of the Legislative Journal.)

Finally, Mr. President, I have a message from the President of the United States addressed to the Clerk. (Read. See page 1552 of the Legislative Journal.)

SPEAKER MARVEL: Okay, we are ready for item #4, resolutions. I would like to make a statement before we start. Some of these items on the agenda we have confronted before. I hope when the confrontation takes place today we can limit debate and not repeat what has been said before.

CLERK: Mr. President, I have a series of Attorney General's opinions. The first is addressed to Senator Vickers regarding LB 243. I have one addressed to Senator Sieck regarding LB 243.

April 24, 1981

LB 58, 283, 491,
LB 257, 466, 389A, 529A

SPEAKER MARVEL: The motion is carried. The bill is advanced. If there is objection we will revert back to item #2 which is LB 466.

CLERK: Mr. President, if I may, right before that, the committee on Ag and Environment gives notice of cancellation of hearing. (See page 1568 of the Legislative Journal.)

A new A bill, 389A offered by Senator Wesely. (Read. See page 1569 of the Legislative Journal.) 529A by Senator Schmit. (Read.)

Mr. President, your Enrolling Clerk respectfully reports that she has presented to the Governor LB 58, 283, and 491.

April 27, 1981

LR 64
LB 58, 283, 491, 499, 180

Mr. President, a communication from the Governor addressed to the Clerk. (Re: LB 58, 283, and 491. See Legislative Journal, page 1594.)

Mr. President, a new resolution offered by Senator Wesely. (Read LR 64. See pages 1596 and 1597, Legislative Journal.) That will be laid over, Mr. President.

Mr. President, Senators Fowler and DeCamp ask unanimous consent to add their names to LB 180 as cointroducers.

SPEAKER MARVEL: Hearing no objection, so ordered.

CLERK: That is all that I have at this time, Mr. President.

SPEAKER MARVEL: I would like to recognize Senator Vickers for an announcement and then we will go to LB 499 which will be the last bill for the afternoon. Senator Vickers.

SENATOR VICKERS: Mr. President, thank you very much. Mr. President and members, on your desks this morning you found a little page with the schedule of events for Heritage Days to be held at McCook, Nebraska, May the 1st, May the 2nd and May the 3rd, and along with that schedule, I am issuing to you an invitation from the McCook Chamber of Commerce to any and all of you that are able to be there on Saturday, May the 2nd for their parade at ten-thirty and they would like to have you there a little bit ahead of time and vehicles will be provided for anybody that...any of the members that were able to be there and also the luncheon put on by the Cordials, the ladies group of the Chamber of Commerce, and I might add it will be a very enjoyable luncheon, I am sure. As you notice, there is a variety of ethnic foods will be available, and also, of course, it is out in the middle of the 38th District and I would be happy and proud to be your host to any and all that could make it. Thank you, Mr. President.

SPEAKER MARVEL: Thank you, sir. Okay, we are now ready to go to LB 499.

CLERK: Mr. President, LB 499 (read title). The bill was first read on January 20, referred to Public Health and Welfare. The bill was advanced to General File. There are committee amendments pending by Public Health and Welfare Committee, Mr. President.

SPEAKER MARVEL: Senator Cullan, committee amendments to LB 499.